

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
ACHENBACH, PATRICK : Group Art Unit: 3749
Serial No. 10/529,123 : Examiner: GRAVINI, STEPHEN
Filed: Oct. 13, 2005 :
Response to Paper No. Office Action dated 7/17/2007

For: DEHUMIDIFYING OF AIR WITHIN SWITCH CABINET FOR A WIND
TURBINE BY MEANS OF PELTIER ELEMENT

Mail Stop
Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Examiner

In response to the Office Action mailed on July 17, 2007:

REMARKS/ARGUMENTS

Claims 13-14 are rejected under 35 U.S.C. 102(b) as being anticipated by Smal (U.S. 5,168,641). Claims 23-28 are rejected under 35 U.S.C. §102(b) as being anticipated by Rickert (U.S. 3,938,348). Claims 15-17 are rejected under 35 U.S.C. §103(a) as being unpatentable over Smal in view of Roethel (U.S. 1,722,825). Claims 17-20 are rejected under 35 U.S.C. §103(a) as being unpatentable over Smal. Claims 21-22 are rejected under 35 U.S.C. §103(a) as being unpatentable over Smal in view of Streed (U.S. 3,332,620). Claims 26-27 are rejected under 35 U.S.C. §103(a) as being unpatentable over Rickert (U.S. 3,938,348). These rejections are respectfully traversed.

Claim 13 stands rejected under under 35 U.S.C. §102(b) as being anticipated by Smal. Applicant respectfully submits that claim 13 is patentable over the cited reference because Smal does not disclose all of the features of the claim, and is therefore improperly applied under 35U.S.C. §102. *Lewmar Marine v. Varient Inc.*, 3 U.S.P.Q. 2d 1766 (Fed Cir. 1987).